

Message Text

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PAGE 01 STATE 018156

72

ORIGIN ACDA-10

INFO OCT-01 EUR-12 EA-06 IO-10 ISO-00 OES-03 FEA-01

CIAE-00 H-01 INR-07 L-02 NSAE-00 OIC-02 OMB-01 PA-01

PM-03 PRS-01 SAJ-01 SAM-01 SP-02 SS-15 USIA-06

TRSE-00 RSC-01 NSC-05 BIB-01 /093 R

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PM/DCA:CCFLOWERREE

EUR/RPE:DLAMB

EA:JOZURHELLEN

C:SONNENFELDT

S/S:JPMOFFAT

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P 250102Z JAN 75

FM SECSTATE WASHDC

TO AMEMBASSY BONN PRIORITY

INFO USMISSION IAEA VIENNA PRIORITY

AEC GERMANTOWN

AMEMBASSY BRUSSELS

AMEMBASSY DUBLIN

AMEMBASSY COPENHAGEN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY ROME

AMEMBASSY THE HAGUE

AMEMBASSY TOKYO

USMISSION EC BRUSSELS

USMISSION GENEVA

AMEMBASSY BERLIN

C O N F I D E N T I A L STATE 018156

E.O. 11652: GDS

TAGS: PARM, IT, GW

CONFIDENTIAL

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PAGE 02 STATE 018156

SUBJECT: NPT REVIEW CONFERENCE: FRG PRESSURE FOR FULL

PARTICIPATION

REF: BONN 01036

1. NPT PREPCOM AT NEXT SESSION WILL PRESUMABLY DECIDE, ON BASIS OF CONSENSUS, QUESTION OF STATUS AND RIGHTS AT CONFERENCE OF SIGNATORIES NON-PARTY TO NPT. (PREPCOM DECISION WILL OF COURSE BE SUBJECT TO CONFIRMATION BY CONFERENCE.)
ALTHOUGH WE CANNOT PREDICT OUTCOME OF PREPCOM CONSIDERATION OF THIS SUBJECT, WE SEE NO REALISTIC POSSIBILITY THAT ARRANGEMENT APPARENTLY SOUGHT BY FRG, I.E., OF SIGNATORIES THAT HAVE COMPLETED INTERNAL RATIFICATION PROCESS TO PARTICIPATE IN CONFERENCE ON SAME BASIS AS PARTIES, COULD ACHIEVE CONSENSUS IN PREPCOM. EASTERN BLOC AND SOME KEY NON-ALIGNED WOULD WITHOUT DOUBT BLOCK SUCH A CONSENSUS. IF WE OR OTHER PREPCOM MEMBERS PRESSED POSITION FAVORED BY FRG, OUTCOME

WOULD BE TO REFER ISSUE TO CONFERENCE WHICH WE WOULD EXPECT TO BE EQUALLY NEGATIVE.

2. DESPITE OUR STRONG DESIRE TO HAVE FRG AND OTHER IMPORTANT NEAR-PARTIES PARTICIPATE IN CONFERENCE, WE WOULD HAVE DIFFICULTY WITH FRG PROPOSAL BECAUSE OF ITS JURIDICAL AND POLITICAL IMPLICATIONS, QUITE APART FROM ITS NON-NEGOTIABILITY. IN PARTICULAR, WE WOULD EXPECT SOME SIGNATORIES THAT HAVE NOT COMPLETED RATIFICATION PROCESS TO RAISE STRONG OBJECTIONS TO

IMPLIED DISCRIMINATION, MAKING THE VALID ARGUMENT THAT ALL SIGNATORIES HAVE SAME STATUS IN INTERNATIONAL LAW. AT A MINIMUM WE WOULD EXPECT STRONG PRESSURE ALONG THESE LINES FROM SUCH SIGNATORIES AS ITALY AND JAPAN, IF THEY HAVE NOT COMPLETED INTERNAL RATIFICATION PROCESS BY TIME OF CONFERENCE.

3. EMBASSY SHOULD USE ABOVE IN DISCUSSIONS WITH FOREIGN MINISTRY. EMBASSY SHOULD ALSO EXPLAIN THAT THERE IS NO "PACKAGE DEAL" AS REFERRED TO IN PARA 3 REFTEL, AND THAT, AS DESIRABLE AS FULL PARTICIPATION BY FRG IN CONFERENCE MAY BE, WE SEE NO POSSIBILITY OF FRG BEING GIVEN VOTING

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PAGE 03 STATE 018156

RIGHTS UNTIL THEY BECOME A PARTY. OUR DELEGATION TO THE PREPCOM WILL BE INSTRUCTED TO COOPERATE WITH OTHER PREPCOM MEMBERS IN REACHING CONSENSUS SOLUTION OF PARTICIPATION ISSUES. SUCH SOLUTION SEEMS LIKELY TO ACCORD CERTAIN RIGHTS (SHORT OF VOTING) TO SIGNATORIES, BUT YOU SHOULD TELL GERMANS THAT WE ASSUME THEY SHARE OUR VIEW THAT IT WOULD BE UNDESIRABLE TO PROVIDE ANY REASSURANCE TO ITALIANS ON THIS POINT NOW.

4. FOR LONDON: YOU MAY INFORM BRITISH OF ABOVE ANR OF ANY
REACTIONS EMBASSY BONN MAY REPORT. WE WOULD APPRECIATE RE-
PORT OF FRG-UK DISCUSSIONS THIS SUBJECT.

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